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In re the Application of: **Shigeo SATOH et al.**

Group Art Unit: **2822**

Serial No.: **10/648,487**

Examiner: **PRENTY, Mark V.**

Filed: **August 27, 2003**

Confirmation No.: **4128**

For: **SEMICONDUCTOR DEVICE AND METHOD OF FABRICATING THE
SAME**

Attorney Docket No.: **031030**

Customer Number: **38834**

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

June 4, 2004

Sir:

This paper is submitted in response to the Official Action dated May 5, 2004.

In the Action, restriction is required between Group (I), Claims 19-21; and Group (II), Claims 1-18, 22 and 23.

Applicants hereby elect the subject matter of Group (II), Claims 1-18, 22 and 23 for prosecution in this application. This election is made without traverse, and it is understood that Applicant's rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

Response to Restriction Requirement

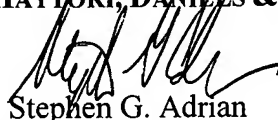
Attorney Docket No. 031030

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If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP



Stephen G. Adrian

Attorney for Applicants

Registration No. 32,878

SGA/arf

1250 Connecticut Avenue, NW

Suite 700

Washington, D.C. 20036

(202) 822-1100